

5568. Adulteration of sardines. U. S. * * * v. 200 Cases * * * of Sardines. Consent decree of condemnation and forfeiture. Product ordered released on bond. Portion of product found unfit for food ordered destroyed. (F. & D. No. 7953. I. S. No. 2182-m. S. No. E-787.)

On January 5, 1917, the United States attorney for the Western District of Pennsylvania, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of 200 cases of sardines, consigned by the Globe Canning Co., Eastport, Me., remaining unsold in the original unbroken packages at Pittsburgh, Pa., alleging that the article had been shipped on or about October 27, 1916, from the State of Maine into the State of Pennsylvania, and charging adulteration in violation of the Food and Drugs Act. The article was labeled in part: "Irma Brand American Sardines in Oil (Cottonseed), Packed by Globe Canning Co., North Lubec, Wash. Co., Maine."

Adulteration of the article was alleged in the libel for the reason that it consisted in part of a decomposed animal substance, 29 per cent thereof being partly decomposed fish.

On April 17, 1917, the said Globe Canning Co., claimant, having consented to a decree, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product should be surrendered to said claimant upon the payment of the costs of the proceedings and the execution of a bond in the sum of \$500, in conformity with section 10 of the act, conditioned in part that said article should be subject to salvage under direction of a representative of this department, the portion found to be fit for human food to be released, and the portion found not fit for human food to be destroyed.

C. F. MARVIN, *Acting Secretary of Agriculture.*